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By: **Delegate Edwards**

Introduced and read first time: January 29, 2003

Assigned to: Ways and Means

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A BILL ENTITLED

1 AN ACT concerning

2                           **Education - Public Schools - Extracurricular Activities - Home-Schooled**  
3                           **Students**

4 FOR the purpose of authorizing a public school to allow certain nonenrolled students  
5 to participate in certain extracurricular activities under certain circumstances;  
6 requiring public schools to give placement priority to certain students over  
7 certain students if certain limitations exist in certain extracurricular activities;  
8 defining a certain term; and generally relating to allowing home-schooled  
9 students to participate in public school sponsored extracurricular activities.

10 BY adding to

11 Article - Education  
12 Section 7-114  
13 Annotated Code of Maryland  
14 (2001 Replacement Volume and 2002 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17                           **Article - Education**

18 7-114.

19 (A) IN THIS SECTION, "EXTRACURRICULAR ACTIVITY" INCLUDES  
20 INTERSCHOLASTIC ATHLETICS, MUSIC, OR DRAMA PROGRAMS, STUDENT  
21 ORGANIZATIONS, OR OTHER PROGRAMS SPONSORED BY A SCHOOL:

22 (1) IN WHICH A STUDENT MAY PARTICIPATE OUTSIDE OF REGULAR  
23 SCHOOL HOURS; AND

24 (2) FOR WHICH A STUDENT DOES NOT EARN ACADEMIC CREDIT.

25 (B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A PUBLIC  
26 SCHOOL MAY ALLOW A STUDENT WHO IS NOT ENROLLED IN THE SCHOOL TO  
27 PARTICIPATE IN AN EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL TO  
28 THE SAME EXTENT THAT A STUDENT WHO IS ENROLLED IN THE SCHOOL MAY

1 PARTICIPATE IN THE EXTRACURRICULAR ACTIVITY, IF THE NONENROLLED  
2 STUDENT:

3 (1) PARTICIPATES IN A HOME INSTRUCTION PROGRAM UNDER WRITTEN  
4 AGREEMENT WITH THE COUNTY SUPERINTENDENT; AND

5 (2) IS ELIGIBLE TO ATTEND THE PUBLIC SCHOOL.

6 (C) A PUBLIC SCHOOL SHALL GIVE PLACEMENT PRIORITY TO ANY STUDENT  
7 ENROLLED IN THE PUBLIC SCHOOL SPONSORING THE EXTRACURRICULAR ACTIVITY  
8 OVER ANY NONENROLLED HOME-SCHOOLED STUDENT IF THERE ARE A LIMITED  
9 NUMBER OF SPACES AVAILABLE FOR STUDENTS IN THE EXTRACURRICULAR  
10 ACTIVITY.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
12 effect October 1, 2003.